

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 5727 of 1999

With

CIVIL APPLICATION NO. 13786 OF 1999

And

CIVIL APPLICATION NO. 1458 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE PRADIP KUMAR SARKAR

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
 4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
 5. Whether it is to be circulated to the Civil Judge? : NO

NIMA BHARATBHAI PATEL

Versus

LIFE INSURANCE CORPN OF INDIA

Appearance:

DR MAHESH THAKAR for Petitioners
MR HM BHAGAT for Respondent No. 1
MR AK CLERK for Respondent No. 2

CORAM : MR.JUSTICE PRADIP KUMAR SARKAR

Date of decision: 14/11/2000

ORAL COMMON JUDGEMENT

1. Heard learned counsel Mr. A.K. Clerk for Life

Insurance Corporation in all these matters. It is submitted by Mr. Clerk that, the parents of the petitioners have in all nine Insurance Policies, of which some have elapsed during the life time of the deceased parents. It is also submitted by Mr. Clerk that, though the Insurance Company has supplied necessary claim forms even in the year 1993, the petitioners for the first time submitted the claim forms only on 12th October 1998. It is also submitted by Mr. Clerk that, even though some policies were lapsed, but in pursuance of the order of the Court the principal amount has already been deposited in the court, and as per the order of the Court the petitioners have withdrawn the amount. It appears that at present the dispute regarding interest remains to be decided.

2. The counsel for the petitioners is not available on repeated calls, and therefore, all these petitions are dismissed for non prosecution. Rule discharged in Spl.C.A. No. 5727 of 1999. I make no order as to costs.

DT: 14-11-2000

(P.K. Sarkar, J)

/vgn